

STATE OF RHODE ISLAND :
AND PROVIDENCE PLANTATIONS :
 :
DEPARTMENT OF HEALTH :
DIVISION OF EMERGENCY MEDICAL :
SERVICES :
 :
vs. :
 :
ELAINE G. FITZPATRICK :

NOV 7 1994
DIVISION OF EMERGENCY
MEDICAL SERVICES

NOV 21 1994

DIVISION OF EMERGENCY
MEDICAL SERVICES

CONSENT AGREEMENT

This matter is before the Department of Health, Division of Emergency Medical Services (hereinafter "Department"), upon the matters contained in the application for licensure as an Emergency Medical Technician filed by Elaine G. Fitzpatrick (hereinafter "Respondent"). Specifically, information obtained in conjunction with the application filed by Respondent indicated that in July 1994, Respondent was convicted of the crime of driving under the influence of liquor. Respondent was fined, had her motor vehicle license suspended and performed community service work. A conference was held between the parties on 17 August 1994 and it was agreed as follows:

1. That the Department shall grant the application for licensure filed by Respondent provided, however, Respondent shall serve at least a twelve (12) month period of probation subject to the terms and conditions set forth in this Consent Agreement.

2. That said probationary period shall commence upon Respondent's employment and/or performing services as an Emergency Medical Technician with a licensed emergency medical service and will abate for the duration of any period in which Respondent ceases to be employed and/or performs volunteer services as an Emergency Medical Technician.
3. That Respondent shall submit to an evaluation by the Rhode Island Employee Assistance Program and adhere to any treatment plan recommended by that agency. Respondent shall present evidence to the Department that she has been evaluated by the Rhode Island Employee Assistance Program prior to the issuance of her license as an Emergency Medical Technician.
4. That during the period of probation Respondent shall notify the Department forthwith in the event that she is charged with any crime by any law enforcement agency in any jurisdiction. The Department reserves the right to take appropriate licensure action should Respondent be charged with a crime in any jurisdiction.
5. That during the period of probation should Respondent fail to comply with the provisions of Chapter 23-4.1 and/or the "Rules and Regulations Relating to Emergency Medical Services", or any of the terms of this Consent Agreement, the Department shall initiate appropriate action with respect to Respondent's licensure status.

6. That during the period of probation, Respondent's employers, including the Chief of the licensed Ambulance Services for which she is employed and/or serves as a volunteer, shall submit to the Department reports every six (6) months relating to respondent's conduct and performance. That it shall be the responsibility of Respondent to have her employers submit said reports.
7. That during the period of probation should Respondent change employment and/or volunteer service, she shall notify the Department forthwith of said change including the name and address of the new employers and/or licensed ambulance service and the reason for the change in employment.
8. That a copy of this Consent Agreement shall be forwarded by the Department to Respondent's current employer(s) and/or volunteer service and all future employer(s) and/or volunteer service during the period of probation.
9. That this Consent Agreement shall obviate the necessity for a hearing on the matters forming the basis for this Consent Agreement.
10. That at the expiration of the twelve (12) month period of probation, Respondent may apply to the Department for an unrestricted license as an Emergency Medical Technician.

Elaine G. Fitzpatrick
Elaine G. Fitzpatrick

Peter Leary
Peter Leary, Chief
Division of Emergency
Medical Services

Dated: 28 Nov 1994

Mary Ellen McCabe
Mary Ellen McCabe, Esq.
Assistant Director of Health
(Legal Services)